

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: HARVEY, et al.
Serial No.: 10/648,606
Filing Date: August 25, 2003
Group Art Unit: 2164
Confirmation No.: 4231
Examiner: Alicia M. Lewis
Title: **WEB SERVICES APPARATUS AND METHODS**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

PRE-APPEAL BRIEF REQUEST FOR REVIEW

The following Pre-Appeal Brief Request for Review ("Request") is being filed in accordance with the provisions set forth in the Official Gazette Notice of July 12, 2005 ("OG Notice"). Pursuant to the OG Notice, this Request is being filed concurrently with a Notice of Appeal. Applicants respectfully request reconsideration of the application in light of the remarks set forth below.

REMARKS

In a final Office Action mailed June 25, 2007 (the “Office Action”) Claims 1-10 were rejected. Applicants seek review of the rejection of Claims 8-10. Applicants do not seek review in this request of the rejections of Claims 1-7. Applicants request a finding that the rejection of Claims 8-10 is improper.

Section 103 Rejections

The Office Action rejects Claims 8-10 under 35 U.S.C. §103(a) as being unpatentable over *Gadbois* in view of *Murto*. Applicants respectfully traverse these rejections for the reasons stated below.

Claim 8 is directed to a Web Services system that includes a registry in which businesses may register. The registry comprises a hierarchical directory comprising at least one Domain object, at least one User object, and at least one Business Entity object. The at least one User object identifies a user account for managing the at least one Business Entity object arranged under the at least one User object. The Web Services system also comprises a storage system for storing business information that is accessible via the hierarchical directory.

The Office Action rejects Claim 8 and contends that the limitations of Claim 8 are disclosed by *Gadbois* and *Murto*. However, neither *Gadbois* nor *Murto*, alone or in combination, disclose, teach, or suggest “a registry in which businesses may register, the registry comprising . . . at least one User object, wherein the at least one User object identifies a user account for managing at least one Business Entity object arranged under the at least one User object.” The Office Action relies on User Profile 232 of *Murto* as the alleged User object, but this reliance is flawed because User Profile 232 is not stored in UDDI registry 170 of *Murto*. See *Murto*, Paragraph 94. User Profile 232 is merely a set of data relating to a particular user stored at wireless device 100, which is completely separate from UDDI registry 170. See *Murto*, Paragraph 94; Figure 1. Thus, the Office Action fails to show how data stored at wireless device 100 meets the limitation of a registry comprising a User Object, wherein the at least one User object identifies a user account for managing at

least one Business Entity object arranged under the at least one User object, as required by Claim 8.

Moreover, there is no suggestion that User Profile 232 manages at least one Business Entity object arranged under the at least one User object. The Office Action contends that User Profile 232 manages search handles, which include business entity objects. See Office Action, Page 10. Applicants respectfully disagree. The alleged Business Entity object is merely a keyword in a search handle stored in the same memory at wireless device 100. See *Murto*, Paragraph 116. Thus, not only is the alleged Business Entity object also not stored in a registry, there is no teaching or suggestion as to how User Profile 232 manages the alleged Business Entity object. For at least these reasons, Applicants respectfully submit that Claim 8 is patentably distinguishable from *Gadbois* and *Murto*.

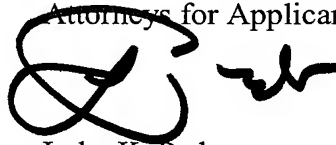
Claims 9 and 10 each depend from Claim 8. Therefore, Applicants respectfully submit that Claims 9 and 10 are patentably distinguishable from *Gadbois* and *Murto* for at least the same reasons discussed above with regard to Claim 8.

CONCLUSION

As the rejection of Claims 8-10 contains clear legal and factual deficiencies, Applicants respectfully request a finding of allowance of Claims 8-10. If the PTO determines that an interview is appropriate, Applicants would appreciate the opportunity to participate in such an interview. To the extent necessary, the Commissioner is hereby authorized to charge any required fees or credit any overpayments to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,

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